

COURT UNITED STATES DISTRICT COURT
 COUNTY OF SOUTHERN DISTRICT OF NEW YORK
 UNITED STUDENT AID FUNDS, INC.

against
 CRACKER BARREL OLD COUNTRY STORE, INC.

Plaintiff(s)

Defendant(s)

Index No. 07-CV-9746

**AFFIDAVIT OF
 SERVICE OF SUMMONS
 (AND COMPLAINT)
 SEE ATTACHED RIDER**

STATE OF NEW YORK, COUNTY OF NEW YORK SS: The undersigned, being duly sworn, deposes and says; deponent is not a party herein, is over 18 years of age and resides at SUNNYSIDE, NEW YORK
 That on 11/28/07 at 3:17 P M., at 111 EIGHTH AVENUE, NEW YORK, NEW YORK (13TH FLOOR)
 deponent served the within summons, *and complaint on* CRACKER BARREL OLD COUNTRY STORE, defendant therein named,
 SEE ATTACHED RIDER INC. C/O CT CORPORATION SYSTEM

INDIVIDUAL by delivering a true copy of *each* to said defendant personally; deponent knew the person so served to be the person described as said defendant therein.
 1.
 CORPORATION a DOMESTIC corporation, by delivering thereat a true copy of *each* to SABRINA AMBROSE
 2. personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be MANAGING AGENT thereof.
 SUITABLE AGE PERSON by delivering thereat a true copy of *each* to a person of suitable age
 3.
 AFFIXING TO DOOR, ETC. and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.
 4. by affixing a true copy of *each* to the door of said premises, which is defendant's—actual place of business—dwelling place—usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

MAILING TO RESIDENCE
 USE WITH 3 OR 4
 SA.
 MAILING TO BUSINESS
 USE WITH 3 OR 4
 SB.

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known residence, at and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to defendant at defendant's actual place of business, at in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.

DESCRIPTION
 USE WITH
 1, 2, OR 3
 X
 Male White Skin Black Hair White Hair 14-20 Yrs. Under 5' Under 100 Lbs.
 Female Black Skin Brown Hair Balding 21-35 Yrs. 5'0"-5'3" 100-130 Lbs.
 Yellow Skin Blonde Hair Mustache 36-50 Yrs. 5'4"-5'8" 131-160 Lbs.
 Brown Skin Gray Hair Beard 51-65 Yrs. 5'9"-6'0" 161-200 Lbs.
 Red Skin Red Hair Glasses Over 65 Yrs. Over 6' Over 200 Lbs.

Other identifying features:

USE IN
 NYC CIVIL CT.

The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).

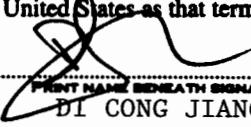
MILITARY
 SERVICE

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient *wore ordinary civilian clothes and no military uniform*. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

JOHN DICANIO
 Notary Public, State of New York
 No. 01DI4977768
 Qualified in Westchester County
 Commission Expires Feb. 11, 2011

Sworn to before me on

11/29/07


 PRINT NAME BENEATH SIGNATURE
 DI CONG JIANG

License No. 1220800

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
UNITED STUDENT AID FUNDS, INC.

CASE NO.
07-CV-9746

-against-

CRACKER BARREL OLD COUNTRY
STORE, INC.

RIDER TO AFFIDAVIT
OF SERVICE

-----X

LIST OF DOCUMENTS SERVED:

- SUMMONS IN A CIVIL ACTION
- COMPLAINT
- AMENDED COMPLAINT
- CIVIL COVER SHEET
- INDIVIDUAL PRACTICES OF JUDGE ROBERT W. SWEET
- RULE 7.1 STATEMENT
- RULES OF MAGISTRATE JUDGE KEVIN NATHANIEL FOX
- 3RD AMENDED INSTRUCTIONS FOR FILING AN ELECTRONIC CASE
OR APPEAL
- GUIDELINES FOR ELECTRONIC CASE FILING
- PROCEDURES FOR ELECTRONIC CASE FILING